

FILED

SEP 13 2024

**UNITED STATES DISTRICT COURT
NORTH DISTRICT OF OKLAHOMA**

Heidi D. Campbell, Clerk
U.S. DISTRICT COURT

1. **Randy Dulaney**
Plaintiff,

vs.

2. **Ozone Bicycle Company**
aka **John Doe Bicycle Company**
Defendant

3. **Kohlberg Kravis Roberts (KKR)**
aka **Academy Sports**
aka **Academy Sports and Outdoors**
Defendant

4. **Pacific Cycle Inc.**
aka **Schwinn**
aka **Schwinn Bicycle Company**
Defendant

Case No:

24 CV - 435 JFH - JFJ

Assigned Judge:

COMPLAINT

I. STATEMENT OF FACTS

1. Consistent with the Consumer Protection Act, the Ozone 500 bicycle, aka Fragment 29 inch adult bicycle, identifiable as to year and model, consistent with EXHIBIT A: has design flaws that should have prohibited and prohibit (its manufacture for) sale at Academy Sports throughout America.

*See pd
Summary*

2. The rear wheel hub design, including it's weight bearing friction failure point, prevent the bicycle from being operational and constitutes a major design flaw which results in primary failure of the bicycle drive.
3. The proprietary nature of most of the components of entire rear wheel assembly and rear tire contribute to the significance of this claim.
4. This complaint was originally filed on March 11. Actions have taken place since that time in both western and northern Oklahoma U.S. courts, including not receiving northern district directive timely to respond. Plaintiff maintains to continue to have reserved those rights that would have been afforded at previous times.
5. EXHIBIT A is attached and made part of this complaint.

II. SUMMARY

Plaintiff seeks all remedies, reimbursements, recall, and monetary awards available and allowed.

Respectfully submitted



Randy W. Dulaney

10162 E 28th St
Tulsa OK 74129
918-714-9896



ACADEMY @ ARLINGTON 817/375-3210

05/18/21 14:41

452628 SALE 8953 0075 206

GELBASE SEAT PAD B / 107123967	
1 for \$12.99	12.99
Fragment 29 Adult / 122509737	
1 for \$249.99	249.99
METEOR 200 LIGHT S / 126609903	
1 for \$14.99	14.99
BALLISTIC 600 12mm / 107216805	
1 for \$19.99	19.99
SUBTOTAL	297.96
8 25% SALES TAX	24.58
TOTAL USD.	322.54

MID: XXXXXXXX5995
TID: XXXX2331
RRN: 067529
MASTERCARD 322.54
XXXXXXXXXXXX8921
Chip Read
RANDY DULANEY AUTH 06675B
Mode: Issuer
AID: A0000000041010

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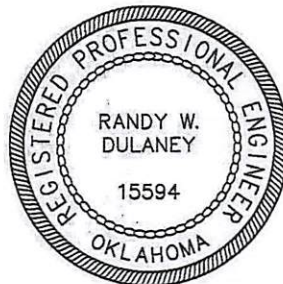
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5/18/21 14:42

EXHIBIT A